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R. JOSEPH TROJAN

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REGISTERED PATENT ATTORNEYS

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TELEPHONE (310) 777-8399  
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January 13, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

VIA FACSIMILE (703) 872-9306  
Re: U.S. Application for "Eyeglasses Having  
Magnetically Coupled Primary Lens Frame and  
Auxiliary Frame"  
Serial No. 10/635,827 (filed 08/06/03)  
First Named Inventor: Zelman  
Attorney Docket No. 03-07-2102

Dear Sir/Madam:

Please find enclosed the following documents:

1. Amendment and Response to Office Action (18 pages);
2. Credit Card Payment Form PTO 2038 (1 page);
3. Cover Letter (1 page);
4. Petition for Extension of Time under 37 C.F.R. 1.136(a) (1 page); and
5. Certificate of Facsimile Transmission (1 page).

If any additional fees are required, please deduct the appropriate fee amount from our  
Deposit Account No. 500703. Our customer number is 23388.

Very truly yours,  
TROJAN LAW OFFICES  
by

David Kogan  
Reg. No. 50,868

Enclosures  
cc: Mr. Zelman

CERTIFICATE OF FACSIMILE TRANSMISSION  
PURSUANT TO 37 C.F.R. 1.8

I hereby certify that the following:

1. Amendment and Response to Office Action (18 pages);
2. Credit Card Payment Form PTO 2038 (1 page);
3. Cover Letter (1 page);
4. Petition for Extension of Time under 37 C.F.R. 1.136(a) (1 page); and
5. Certificate of Facsimile Transmission (1 page).

are being transmitted via facsimile to (703) 872-9306 and addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on January 13, 2005.

For a U.S. Application for "Eyeglasses Having  
Magnetically Coupled Primary Lens Frame and Auxiliary  
Frame"


Serial No. 10/635,827 (filed 08/06/03)

First Named Inventor: Zelman

Attorney Docket No. 03-07-2102

TROJAN LAW OFFICES

By:

  
\_\_\_\_\_  
David Kogan, Reg. No. 50,868

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JAN 13 2005

## 5 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: )

ZELMAN, GARY MARTIN )

10 Serial No. 10/635,827 )

Examiner: Dang, Hung X.

Filed: 08/06/2003 )

Art Unit: 2873

15 Title: *Eyeglasses Having* )  
*Magnetically Coupled Primary* )  
*Lens Frame and Auxiliary Frame* )

Att. Docket No. 03-07-2102

20

AMENDMENT AND RESPONSE TO OFFICE ACTION DATED 09/03/0425 Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

30 Dear Sir:

Responsive to the Office action dated September 3, 2004,  
Applicant respectfully submits the following amendment and  
remarks and a petition for extension of time along with the  
35 required fee under 37 C.F.R. 1.136(a).

Please amend the claims as follows:

40